

# Daily Digest

## Senate

### Chamber Action

#### *Routine Proceedings, pages S13325–S13422*

**Measures Introduced:** Eight bills and two resolutions were introduced, as follows: S. 1786–1793, S. Con. Res. 76–77. **Page S13377**

#### **Measures Reported:**

S. 1757, to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts, with an amendment. (S. Rept. No. 108–174) **Page S13377**

#### **Measures Passed:**

*Harmful Algal Bloom and Hypoxia Research and Control Amendments Act:* Senate passed S. 247, to reauthorize the Harmful Algal Bloom and Hypoxia Research and Control Act of 1998, after agreeing to the committee amendment in the nature of a substitute. **Pages S13420–22**

**Foreign Operations Appropriations Act:** Senate continued consideration of H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004, taking action on the following amendments proposed thereto: **Pages S13340–72**

#### **Adopted:**

McConnell Amendment No. 1978, to provide funding to protect and promote media freedoms in Russia. **Page S13344**

McConnell Amendment No. 1979, to provide authority to use economic assistance appropriations for “Transition Initiatives”. **Page S13344**

McConnell Amendment No. 1980, to permit USAID to modify the terms of guaranteed loans. **Page S13344**

McConnell (for Brownback) Amendment No. 1981, to require a report on the admission of refugees. **Page S13344**

Leahy Amendment No. 1982, of a technical nature. **Page S13344**

Leahy Amendment No. 1983, of a technical nature. **Page S13344**

Leahy Amendment No. 1984, of a technical nature. **Page S13344**

Leahy Amendment No. 1985, of a technical nature. **Page S13344**

Leahy Amendment No. 1986, to make available funds for administrative expenses of the United States Agency for International Development. **Page S13344**

Leahy Amendment No. 1987, to make funds available for the United Nations Office of the High Commissioner for Human Rights in Colombia. **Page S13344**

Leahy (for Schumer/Clinton) Amendment No. 1988, to withhold funds for foreign assistance for nations that refuse to pay diplomatic parking tickets. **Page S13344**

McConnell (for Craig/Leahy) Amendment No. 1989, to facilitate a reforestation program in Afghanistan. **Pages S13345–46**

McConnell (for Domenici) Amendment No. 1990, to make available funds for construction and completion of a new facility. **Page S13346**

McConnell/Leahy Amendment No. 1991, to provide assistance for the Ibn Khaldun Center for Development in Egypt. **Page S13346**

Sessions/Leahy Amendment No. 1993, to require that a portion of the funds appropriated for the Global AIDS Initiative shall be made available for injection safety and blood safety programs. **Pages S13346–47**

Reid (for Leahy) Amendment No. 2001, to make funds available for a United States contribution to UNAIDS. **Page S13365**

McConnell (for Voinovich) Amendment No. 2002, to require the Annual Report on International Religious Freedom to include a section on anti-Semitism and other religious intolerance. **Page S13365**

Reid (for Dodd) Amendment No. 2003, to provide assistance for the OAS Special Mission in Haiti to implement OAS Resolution 822 to restore security and hold elections. **Pages S13365–66**

Allard Further Modified Amendment No. 1995, to limit international military education and training funds from being made available for Indonesia. **Pages S13357–58, S13366**

Reid (for Feingold) Amendment No. 2004, to encourage the Government of Indonesia to meet the

conditions necessary for the normalization of military relations with the United States. **Pages S13366, S13368**

McConnell (for Lugar) Amendment No. 2005, to increase the maximum rate of post differentials and danger pay allowances for civilian employees of the United States Agency for International Development. **Page S13366**

Reid (for Daschle) Amendment No. 2006, to state the sense of Congress on the use of small, locally-owned air transport providers to provide for the delivery by air of assistance under the bill. **Page S13366**

McConnell (for McCain) Amendment No. 1973, to express the sense of Congress on the October 15, 2003 election in Azerbaijan and require a report on an investigation in Azerbaijan. **Page S13366**

Reid (for Feingold) Amendment No. 2007, to require a report on a USAID mission in Sierra Leone. **Pages S13366–67**

Reid (for Biden) Amendment No. 2008, to provide a clarification with respect to the availability of funds for a voluntary contribution to the International Atomic Energy Agency. **Page S13367**

McConnell (for Feingold) Amendment No. 2009, to require a report on a strategy for promoting stability and improving the quality of life in Somalia. **Page S13367**

McConnell (for Lugar) Amendment No. 2010, to provide for the designation of the Global Fund to Fight AIDS, Tuberculosis and Malaria under the International Organizations Immunities Act. **Page S13367**

Reid (for Inouye) Amendment No. 2011, to provide funding for the Carter Center's Guinea Worm Eradication Program. **Page S13367**

Reid (for Harkin) Amendment No. 2012, to clarify the criteria to be considered in determining eligibility for Millennium Challenge assistance. **Page S13367**

McConnell (for Allen) Amendment No. 2013, to fund enhanced enforcement of intellectual property rights in foreign countries. **Page S13367**

McConnell (for Brownback) Amendment No. 2014, to set aside an amount for grants to media organizations to support broadcasting that promotes human rights and democracy in Iran. **Page S13367**

McConnell (for Brownback) Amendment No. 2015, to express the sense of the Senate on the development of democracy in Iran. **Page S13367**

Landrieu Modified Amendment No. 1998, to ensure that women and children have access to basic protection and assistance services in complex humanitarian emergencies. **Pages S13358–60**

Reid (for Dodd) Amendment No. 2016, to obtain assurances and a timetable for payments of U.S. contractors by the Egyptian Government. **Page S13367**

McConnell (for Lugar) Amendment No. 2017, to provide foreign assistance through a Millennium Challenge Account. **Page S13367**

McConnell (for Ensign) Amendment No. 2018, to make available funds to support democracy-building efforts for Cuba. **Pages S13367–68**

Reid (for Leahy) Amendment No. 2019, to make available funds for the World Health Organization's HIV/AIDS, Tuberculosis and Malaria Cluster. **Page S13368**

McConnell (for Feingold) Amendment No. 2020, to provide funds to support the development of responsible justice and reconciliation mechanisms in central Africa. **Page S13368**

McConnell (for Brownback/Feinstein) Amendment No. 2021, to provide for the use of not less than \$3,000,000 by the Bridge Fund for certain programs in Tibet. **Page S13372**

Reid (for Leahy) Amendment No. 2022, of a technical nature. **Page S13372**

Reid (for Kennedy) Amendment No. 2023, to provide for the disclosure of prices paid for HIV/AIDS medicines in developing countries. **Page S13372**

McConnell (for Frist) Amendment No. 2024, to modify provisions relating to activities for the prevention, treatment, and control of HIV/AIDS. **Page S13372**

#### Rejected:

By 44 yeas to 53 nays (Vote No. 414), Byrd Amendment No. 1969, to require that the Administrator of the Coalition Provisional Authority be an officer who is appointed by the President, by and with the advice and consent of the Senate. **Pages S13360–64**

#### Pending:

DeWine Amendment No. 1966, to increase assistance to combat HIV/AIDS. **Pages S13340, S13347–49, S13368–72**

McConnell Amendment No. 1970, to express the sense of the Senate on Burma. **Page S13340**

Feinstein Amendment No. 1977, to clarify the definition of HIV/AIDS prevention for purposes of providing funds for therapeutic medical care. **Pages S13341–44**

During consideration of this measure today, Senate also took the follow action:

Chair sustained a point of order that Dorgan Amendment No. 1994, to urge the President to release information regarding sources of foreign support for the 9–11 hijackers, was not germane to the bill, and the amendment thus fell. **Pages S13349–52**

By 40 yeas to 57 nays (Vote No. 413), two-thirds of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion

suspend Rule XVI, with respect to Lugar Amendment No. 1974, to authorize appropriations for Foreign Relations and for Foreign Assistance, and to authorize Millennium Challenge Assistance. Subsequently, the point of order that the amendment was in violation of Rule XVI, was sustained, and the amendment thus falls. **Pages S13352–57**

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, October 29, 2003, where Senator Dorgan will be recognized to offer an amendment relative to the September 11th Commission, with 40 minutes equally divided on the amendment; following which, Senator McConnell, or his designee, be recognized to make a point of order against the amendment and that Senator Dorgan then be recognized to move to suspend Rule XVI of the Standing Rules of the Senate with respect to his amendment, with a vote on the motion to suspend to occur at approximately 10:40 a.m. **Page S13422**

**Notice of Intent:** A notice of intent was provided to suspend Rule XVI of the Standing Rules of the Senate for Dorgan Amendment No. 2000 to H.R. 2800, Foreign Operations Appropriations Act (listed above). **Page S13375**

**National Consumer Credit Reporting System Improvement Act—Agreement:** A unanimous-consent agreement was reached providing that at a time determined by the Majority Leader, after consultation with the Democratic Leader, but not before Monday, November 3, 2003, the Senate may proceed to the consideration of S. 1753, to amend the Fair Credit Reporting Act in order to prevent identity theft, to improve the use of and consumer access to consumer reports, to enhance the accuracy of consumer reports, to limit the sharing of certain consumer information, to improve financial education and literacy, providing for certain first-degree amendments and relevant second-degree amendments; that upon the disposition of the amendments the bill be read a third time and H.R. 2622, House companion measure, be discharged from the Committee on Banking, Housing, and Urban Affairs, and the Senate proceed to its immediate consideration; that all after the enacting clause be stricken and the text of S. 1753, as amended, be substituted in lieu thereof; that the House bill be read a third time and the Senate vote on final passage of the bill with the preceding occurring without any intervening action or debate; that upon the disposition of H.R. 2622, S. 1753, be returned to the Senate calendar. **Page S13419**

**Healthy Forests Restoration Act—Agreement:** A unanimous-consent agreement was reached providing that upon disposition of the vote on the motion to

suspend Rule XVI with respect to the Dorgan amendment to H.R. 2800, Senate proceed to the consideration of H.R. 1904, to improve the capacity of the Secretary of Agriculture and the Secretary of the Interior to plan and conduct hazardous fuels reduction projects on National Forest System lands and Bureau of Land Management lands aimed at protecting communities, watersheds, and certain other at-risk lands from catastrophic wildfire, to enhance efforts to protect watersheds and address threats to forest and rangeland health, including catastrophic wildfire, across the landscape. **Page S13419**

**Nomination Considered:** Senate began consideration of the nomination of Charles W. Pickering, Sr., of Mississippi, to be United States Circuit Judge for the Fifth Circuit **Page S13420**

A motion was entered to close further debate on the nomination and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Thursday, October 30, 2003. **Page S13420**

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed from the following protocol: Protocol Amending Tax Convention with Sri Lanka (Treaty Doc. No. 108–9)

The protocol was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page S13422**

**Nominations Confirmed:** Senate confirmed the following nomination:

By 88 yeas 8 nays (Vote No. Ex. 412), Michael O. Leavitt, of Utah, to be Administrator of the Environmental Protection Agency. **Pages S13326–40, S13422**

**Messages From the House:** **Page S13377**

**Measures Referred:** **Page S13377**

**Enrolled Bills Presented:** **Page S13377**

**Additional Cosponsors:** **Pages S13377–78**

**Statements on Introduced Bills/Resolutions:** **Pages S13378–S13409**

**Additional Statements:** **Pages S13376–77**

**Amendments Submitted:** **Pages S13409–18**

**Authority for Committees to Meet:** **Page S13418**

**Privilege of the Floor:** **Pages S13418–19**

**Record Votes:** Three record votes were taken today. (Total—414) **Pages S13340, S13356, S13363–64**

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 9:22 p.m., until 9:30 a.m., on Wednesday, October 29, 2003. (For Senate's program, see

the remarks of the Acting Majority Leader in today's Record on page S13422.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### DIETARY SUPPLEMENTS

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing on dietary supplements, focusing on current regulations to protect American consumers from potential adverse health risks associated with the use of certain supplements, after receiving testimony from Senators Hatch and Durbin; John M. Taylor, Associate Commissioner for Regulatory Affairs, Food and Drug Administration, Department of Health and Human Services; Howard Beales, Director, Bureau of Consumer Protection, Federal Trade Commission; Terry Madden, United States Anti-Doping Agency, Colorado Springs, Colorado; David Seckman, National Nutritional Foods Association, and Charles W.F. Bell, Consumers Union, both of Washington, D.C.; Arthur Grollman, State University of New York at Stony Brook, New York; and Greg Davis, San Diego, California.

### IRAN: SECURITY THREATS

*Committee on Foreign Relations:* Committee concluded a hearing to examine security threats and U.S. policy in relation to Iran, focusing on nuclear issues, Iraq, the Israeli-Palestinian conflict, Hezbollah, Al Qaeda, the range of possible Iranian threats, and the European initiative, after receiving testimony from Rich-

ard L. Armitage, Deputy Secretary of State; William H. Luers, United Nations Association of the United States of America, and Nasser Hadian, Columbia University, both of New York, New York; and Anthony H. Cordesman and Robert J. Einhorn, both of the Center for Strategic and International Studies, Washington, D.C.

### NOMINATIONS:

*Committee on the Judiciary:* Committee concluded a hearing on the nominations of Claude A. Allen, of Virginia, to be United States Circuit Judge for the Fourth Circuit, who was introduced by Senators Warner and Allen, and Mark R. Filip, to be United States District Judge for the Northern District of Illinois, who was introduced by Senators Fitzgerald and Durbin, after each nominee testified and answered questions in their own behalf. Testimony was also received from Senators Sarbanes and Mikulski.

### NOMINATIONS:

*Committee on Rules and Administration:* Committee concluded a hearing on the nominations of Paul S. DeGregorio, of Missouri, who was introduced by Senator Bond, Gracia M. Hillman, of the District of Columbia, who was introduced by District of Columbia Delegate Norton, Raymundo Martinez III, of Texas, who was introduced by Representative Reyes, and Deforest B. Soaries, Jr., of New Jersey, who was introduced by Senator Corzine, each to be a Member of the Election Assistance Commission, after each nominee testified and answered questions in their own behalf.